

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS  
OF SAN BERNARDINO COUNTY, CALIFORNIA  
AND RECORD OF ACTION**

April 6, 1999

FROM: KEN A. MILLER, Flood Control Engineer  
Transportation/**Flood Control**

SUBJECT: **TRANSFER OF ZONE 1 CUCAMONGA CREEK CHANNEL PARCEL 549 TO  
THE CITY OF RANCHO CUCAMONGA AND COMMON USE AGREEMENT  
WITH THE CITY OF RANCHO CUCAMONGA**

RECOMMENDATION: Acting as the governing body of the Flood Control District, (1) Adopt Resolution No. \_\_\_\_\_ determining that Flood Control District Zone 1, Cucamonga Channel Parcel 549 (portion of Assessor Parcel No. 0207-022-52) is no longer necessary to be retained for the uses and purposes of the Flood Control District; (2) Authorize execution of Corporation Grant Deed for Zone 1 Cucamonga Channel Parcel 549, which transfers ownership of the parcel to the City of Rancho Cucamonga; and (3) Approve Common Use Agreement between the District and the City of Rancho Cucamonga allowing the City to construct, operate, and maintain slopes on District owned land, in conjunction with proposed improvements to Carnelian Street.

BACKGROUND: The City of Rancho Cucamonga recently contacted the District concerning a proposed realignment of Carnelian Street between Red Hill Country Club Drive and Baseline Road, in the City of Rancho Cucamonga. The City's proposal includes an exchange of two small triangular parcels of land between the City and the District. The District's Cucamonga Channel Parcel 549, which is a 0.13 acre parcel of land located on the top of a high bench that separates the public road from the District's channel access road, would be transferred to the City. The parcel to be granted to the District by the City is 0.05 acres in size and located near the bottom of the high bench. The District has determined that the transfer of Parcel 549 to the City will not impact the District's operation and maintenance activities. The acquisition of the parcel from the City will enhance the District's ability to perform routine maintenance. Real Estate Services Department personnel have reviewed the parcels and determined both have no appreciable monetary value. The proposed Common Use Agreement will give the City the right to construct slopes on District property, as well as define the City's responsibility for maintenance and liability within the area of common use.

REVIEW BY OTHERS: This item was reviewed by Chief Deputy County Counsel Michael A. Sachs for Risk Management on January 5, 1999 and by Deputy County Counsel Rex A. Hinesley on March 25, 1999.

FINANCIAL IMPACT: This transaction will have no financial impact on the District.

SUPERVISORIAL DISTRICT(S): 2<sup>nd</sup>

PRESENTER: Ken A. Miller

Record of Action of the Board of Supervisors